

**FILED**  
MAR 05 2007  
CLERK

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

\*\*\*\*\*

STACIE A. SHEESLEY, as personal representative of Shane D. Sheesley, deceased; and  
DEEANN VERMEULEN, as personal representative of Thomas J. Vermeulen, deceased,

Plaintiffs,

**VS.**

THE CESSNA AIRCRAFT COMPANY,

Defendant and  
Third-Party Plaintiff,

and

RAM AIRCRAFT CORPORATION and  
JOHN DOES 1 THROUGH 10,  
INCLUSIVE,

Defendants,

and

CAPITAL CITY AIR CARRIER, INC.,

**Third-Party Defendant.**

CIV 02-4185

## JUDGMENT OF DISMISSAL

GREAT WESTERN BANK, as Personal Representative of the Estate of Robert Bielstein,

Plaintiff,

**VS.**

THE CESSNA AIRCRAFT COMPANY,

CIV 03-5011

Defendant and \*  
Third-Party Plaintiff, \*  
\*  
and \*  
\*  
RAM AIRCRAFT CORPORATION and \*  
JOHN DOES 1 THROUGH 10, \*  
INCLUSIVE, \*  
\*  
Defendants, \*  
\*  
and \*  
\*  
CAPITAL CITY AIR CARRIER, INC., \*  
\*  
Third-Party Defendant. \*  
\*

\*\*\*\*\*

Pending before the Court is the Defendant's Motion to Dismiss, Doc. 644, and Plaintiffs do not oppose the Motion. Accordingly,

IT IS ORDERED, ADJUDGED AND DECREED:

1. That the Defendant's Motion to Dismiss, Doc. 644, is granted.
2. That the Complaint of the Plaintiff is hereby dismissed upon the merits, with prejudice, and without costs.

Dated this 5<sup>th</sup> day of March, 2007.

BY THE COURT:

  
\_\_\_\_\_  
Lawrence L. Piersol  
United States District Judge

ATTEST:  
JOSEPH HAAS, CLERK

BY:   
\_\_\_\_\_  
DEPUTY